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13TH DISTRICT, ILLINOIS  
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ON INTELLIGENCE  
U.S. INTERPARLIAMENTARY  
UNION DELEGATION

Admiral Stansfield Turner

*Surveillance*  
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# Congress of the United States

## House of Representatives

Washington, D.C. 20515

Executive Registry  
78-5686

May 24, 1978

OLC #78-2067

The Honorable Jimmy Carter  
The White House  
Washington, D. C. 20500

Dear Mr. President:

In the Washington Post of Sunday, May 21, 1978, an article appeared regarding the recent arrest of two Soviet citizens on espionage charges. A statement in the article was of particular interest to me in that it related to the Foreign Intelligence Surveillance Act (H.R. 7308) which was recently reported out by the House Permanent Select Committee on Intelligence, of which I am a member.

In that article, it was noted: "The United States has microphones lying on the ocean floor constantly tuned to Soviet submarines sailing off American shores. This detection system is so sophisticated that a computer can figure out from the detected sound exactly which submarine is out there." While my only information about the techniques employed in this electronic monitoring comes as a result of my reading this newspaper article, it seems to me that under the proposed legislation--which your Administration strongly supports--a warrant would be required for this operation. After all, the bill applies to all electronic surveillance within the territory of the United States and presumably some of these microphones are located within our territorial limits.

These microphones might very well incidentally intercept the comings and goings of ships not operated by a foreign power--and, indeed, pleasure craft of our own American citizens. Some might even perceive this as actually a veiled attempt to gather information about corporate executives making use of the tax deductible company yacht for non-business purposes.

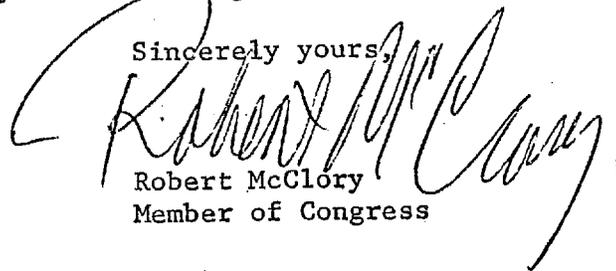
On the other hand, any genuine effort to impose a warrant requirement in order to utilize the oceanic submarine detection system makes little sense when related to our national security. I would hope you would

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want to expressly exempt such foreign intelligence electronic surveillance from the provisions of the measure now pending in the House.

I hope to hear from you soon in regard to this matter.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Robert McClory". The signature is written in dark ink and is positioned above the printed name and title.

Robert McClory  
Member of Congress

RMCC:igj

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**EXECUTIVE SECRETARIAT**

*OK*

**Routing Slip**

TO:	ACTION	INFO	DATE	INITIAL
1	DCI	✓		
2	DDCI	✓		
3	DD/RM			
4	DD/NFA			
5	DD/CT			
6	DD/A			
7	DD/O			
8	DD/S&T			
9	GC	✓		
10	LC	✓		
11	IG	✓		
12	Compt			
13	PA			
14	D/EEO			
15	D/Pers			
16	AO/DCI			
17	C/IPS			
18	DCI/SS			
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SUSPENSE DATE: 9 June 78

**Remarks:**

To 10: Please prepare response for DCI signature in anticipation that the whitehouse will refer this to us for action.